

EVENT VIOLATION
INSPECTOR'S STATEMENT
MINERALS REGULATORY PROGRAM

Company/Mine: Lakeview Rock Products, Inc.
Permit #: M0110002

CO # MC-6-01-04(1)
Violation # 1 of 1

SERIOUSNESS

1. What type of event is applicable to the regulation cited? Refer to the DOGM reference list of event below and remember that **the event is NOT the same as the violation.** Mark and explain each event.

- | | |
|-------------------------------------|---|
| <input type="checkbox"/> | a. Activity outside the approved permit area. |
| <input type="checkbox"/> | b. Injury to the public (public safety). |
| <input type="checkbox"/> | c. Damage to property. |
| <input checked="" type="checkbox"/> | d. Conducting activities without appropriate approvals. |
| <input type="checkbox"/> | e. Environmental harm. |
| <input type="checkbox"/> | f. Water pollution. |
| <input type="checkbox"/> | g. Loss of reclamation/revegetation potential. |
| <input type="checkbox"/> | h. Reduced establishment, diverse and effective vegetative cover. |
| <input type="checkbox"/> | i. No event occurred as a result of the violation. |
| <input type="checkbox"/> | j. Other. |

Explanation: The Operator has been conducting mining operations without filing a Notice of Intent or providing reclamation surety.

2. Has the event or damage occurred? Yes
If yes, describe it. If no, what would cause it to occur and what is the probability of the event(s) occurring? (None, Unlikely, Likely).

Explanation: The inspection of this site found areas of mining related disturbance which is not part of a current mining permit.

3. Did any damage occur as a result of the violation? Yes
If yes, describe the duration and extent of the damage or impact. How much damage may have occurred if the violation had not been discovered by a DOGM inspector? Describe this potential damage and whether or not it would extend off the disturbed and/or permit area.

Explanation: Areas have been disturbed by mining related activity.

B. DEGREE OF FAULT (Check the statements which apply to the violation and discuss).

- ☐ Was the violation not the fault of the operator (due to vandalism or an act of God), explain. Remember that the permittee is considered responsible for the actions of all persons working on the mine site.

Explanation: _____

- ☒ Was the violation the result of not knowing about DOGM regulations, indifference to DOGM regulations or the result of lack of reasonable care.

Explanation: The operator had been allowed to do clean-up work on the site. However, the clean-up work evolved into mining. During a stop-work conference, the operator had made statements to the effect that a permit had been applied for in the form of an amendment to a nearby operation. The Division had not acted on this amendment since the plan had not yet been approved. The operator now intends to permit this as a separate operation due to it being in a different (Davis) county and the delays in permitting their other site caused by Salt Lake City.

- ☐ If the actual or potential environmental harm or harm to the public should have been evident to a careful operator, describe the situation and what, if anything, the operator did to correct it prior to being cited.

Explanation: _____

- ☐ Was the operator in violation of a specific permit condition?

Explanation: _____

- ☐ Has DOGM cited the violation in the past? If so, give the dates and the type of warning or enforcement action taken.

Explanation: _____

Was any economic benefit gained by the operator for failure to comply? Yes
If yes explain.

Explanation: The operator had been conducting mining operations without having an approved Notice or posting the reclamation surety for the site.